

EXHIBIT A

Index of Documents Filed in State Case:

- C-1: Plaintiff's Petition
- C-2: Civil Case Information Sheet
- C-3: Citation
- C-4: Letter re Hearing on Dismissal for Want of Prosecution
- C-5: Return of Service

EXHIBIT B

Case Information

DC-16-11769 | TRACY GRIFFITH CONSULTING LLC vs. ONE JET, INC

Case Number	Court	File Date
DC-16-11769	101st District Court	09/14/2016
Case Type	Case Status	
CNTR CNSMR COM DEBT	OPEN	

Party

PLAINTIFF

TRACY GRIFFITH CONSULTING LLC

Aliases

DBA ASCENDIUM GROUP

Active Attorneys ▼

Lead Attorney

TURNER, CALLI A.

Retained

Work Phone

214-999-4574

Fax Phone

214-999-3574

DEFENDANT

ONE JET, INC

Aliases

FKA PRIMAIR INC

Address

PATRICK J MAGUIRE, REGISTERED AGENT

1100 LARKSPUR LANDING CIR, SUITE 340

LARKSPUR CA 94939

Events and Hearings

09/14/2016 NEW CASE FILED (OCA) - CIVIL

09/14/2016 ORIGINAL PETITION ▼

Primair.pdf

PrimAir Civil Cover.pdf

Comment

Plaintiff's Original Petition, Suit on Sworn Account, and Requests for Disclosure

09/14/2016 ISSUE CITATION

09/16/2016 CITATION ISSUED ▼

DC18-11769.pdf

09/16/2016 CITATION ▼

Anticipated Server

ESERVE

Anticipated Method

Actual Server

OUT OF STATE

Returned

10/25/2016

Comment

ESERVE/AM

10/25/2016 RETURN OF SERVICE ▼

RETURN OF SERVICE

Comment

CIT ISSUED TO ONE JET EXEC 10-7-16 CALIFORNIA

11/18/2016 DISMISSAL FOR WANT OF PROSECUTION ▼

Ad Hoc Hearing

Judicial Officer
WILLIAMS, STACI

Hearing Time
9:00 AM

Financial

TRACY GRIFFITH CONSULTING LLC				
Total Financial Assessment				\$295.00
Total Payments and Credits				\$295.00
9/14/2016	Transaction			\$295.00
	Assessment			
9/14/2016	CREDIT CARD -	Receipt # 58855-	TRACY GRIFFITH	(\$295.00)
	TEXFILE (DC)	2016-DCLK	CONSULTING LLC	

Documents

Primair.pdf
PrimAir Civil Cover.pdf
DC16-11769.pdf
Ad Hoc Hearing
RETURN OF SERVICE

EXHIBIT C-1

CAUSE NO. DC-16-11769

TRACY GRIFFITH CONSULTING
LLC d/b/a ASCENDIUM GROUP,

PLAINTIFF,

v.

ONE JET, INC.
f/k/a PRIMAIR, INC.,

DEFENDANT.

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IN THE DISTRICT COURT

____ JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

**PLAINTIFF'S ORIGINAL PETITION, SUIT ON SWORN ACCOUNT,
AND REQUESTS FOR DISCLOSURE**

TO THE HONORABLE JUDGE OF SAID COURT:

Plaintiff Tracy Griffith Consulting LLC d/b/a Ascendium Group ("Ascendium") complains of Defendant One Jet, Inc. f/k/a PrimAir, Inc. ("PrimAir") and for cause of action would show as follows:

I.

DISCOVERY PLAN AND CLAIM FOR RELIEF

1. Discovery in this matter will be conducted pursuant to Level Two as set forth in Texas Rule of Civil Procedure 190.3. Plaintiff Ascendium seeks monetary relief over \$100,000, but not more than \$200,000.

II.

PARTIES

2. Plaintiff Ascendium is a Texas limited liability company.
3. Defendant PrimAir is a California corporation that may be served through its registered agent Patrick J. Maguire, 1100 Larkspur Landing Circle, Suite 340, Larkspur, California 94939.

III.

JURISDICTION

4. This Court has jurisdiction over the parties and the subject matter of the current controversy because Ascendium and PrimAir conduct business in Texas, and this is an action seeking damages within the jurisdictional limits of this Court.

IV.

VENUE

5. Venue is appropriate in Dallas County, Texas, pursuant to Section 15.002 of the Texas Civil Practices & Remedies Code because it is the county in which all or a substantial part of the events or omissions giving rise to the claim occurred.

V.

BACKGROUND FACTS

6. Plaintiff Ascendium is an airline consulting firm that provides services to clients in the airline industry.

7. Defendant PrimAir is an airline brand that specializes in charter, small business jets.

8. On or about October 2, 2014, Ascendium and PrimAir executed a Master Services Agreement (“Agreement”) in which Ascendium agreed to perform consulting services for PrimAir and, in exchange, PrimAir agreed to pay Ascendium for its services. A true and correct copy of the Agreement is attached as Exhibit A-1.

9. Although Ascendium performed under the Agreement by providing the consulting services, PrimAir failed to pay for the services provided.

10. To date, PrimAir owes Ascendium \$102,288.62 for services rendered.

11. By correspondences dated August 5, 2016 and August 24, 2016, Ascendium forwarded formal written demand for payment to PrimAir. True, correct, and complete copies of the demand letters are attached as Exhibits B and C.

12. Despite formal demand for payment, PrimAir owes Ascendium \$102,288.62, plus attorneys' fees and interest, as set forth below.

VI.

CAUSES OF ACTION

A. Breach of Contract

13. Plaintiff Ascendium realleges and incorporates by reference the allegations set forth above in Paragraphs 1 through 12.

14. As set forth above, Ascendium and PrimAir executed the Agreement. Pursuant to the Agreement, Ascendium agreed to provide consulting services to PrimAir, and PrimAir agreed to pay Ascendium for the services provided.

15. Ascendium fully performed its contractual obligations by providing PrimAir with all required consulting services. PrimAir, however, has not performed its contractual obligation. Specifically, PrimAir has failed to pay Ascendium \$102,288.62 for services Ascendium provided to PrimAir.

B. Quantum Meruit

16. Plaintiff Ascendium realleges and incorporates by reference the allegations set forth above in Paragraphs 1 through 15.

17. Ascendium tendered valuable services to PrimAir. PrimAir accepted, used, and enjoyed the benefits of said services and was reasonably notified that Ascendium was expecting to be fully compensated by PrimAir for the services provided. PrimAir will be unjustly

enriched in the amount claimed by Ascendium if allowed to retain the benefit conferred on it without payment for the reasonable value of the services provided by Ascendium to PrimAir.

C. Suit on a Sworn Account.

18. Plaintiff Ascendium realleges and incorporates by reference the allegations set forth above in Paragraphs 1 through 17.

19. In the usual course of business, Ascendium provided services to PrimAir as set out in the Open Invoice Report attached as Exhibit A-2. After applying all just and lawful offsets and credits, the total amount of the unpaid services provided by Ascendium to PrimAir is \$102,288.62. *See* Affidavit of Tracy Griffith, attached hereto and incorporated herein for all purposes as Exhibit A. This account represents a transaction or a series of transactions in which a systematic record has been kept by Ascendium.

20. After Ascendium fully performed its obligations to PrimAir, PrimAir refused to pay Ascendium. Specifically, there is an outstanding balance on the account in the sum of \$102,288.62.

VII.

CONDITIONS PRECEDENT

21. All conditions precedent have been performed or have occurred as required by Rule 54 of the Texas Rule of Civil Procedure.

VIII.

ATTORNEY'S FEES

22. At the time of filing this Petition, payment for the just amount owed has not been tendered. As a result of PrimAir's failure to pay the claim, Ascendium has been required to retain the undersigned legal counsel to institute and prosecute this action. Ascendium is,

therefore, entitled to recover its reasonable attorneys' fees for services rendered in bringing this suit.

IX.

INTEREST

23. Ascendium will further show that it is entitled to recover pre- and post-judgment interest in accordance with law and equity as part of its damages herein, and Ascendium now sues for recovery of pre- and post-judgment interest as provided by law and equity, under the applicable provision of the laws of the State of Texas.

X.

REQUESTS FOR DISCLOSURE

24. Pursuant to Texas Rule of Civil Procedure 194, Ascendium requests that PrimAir disclose, within fifty (50) days of the service of this request, the information or material described in Texas Rule of Civil Procedure 194.2.

XI.

PRAYER FOR RELIEF

WHEREFORE, PREMISES CONSIDERED, Plaintiff Ascendium requests that Defendant PrimAir be cited to appear and answer and that upon final hearing Plaintiff Ascendium have:

- a. Judgment against PrimAir for actual damages;
- b. Pre- and post-judgment interest;
- c. Attorneys' fees;
- d. Costs of Court; and
- e. All other and further relief, special or general, legal or equitable, as

Ascendium may be shown to be justly entitled to receive.

Respectfully submitted,

/s/ Calli A. Turner

By:

Calli A. Turner
Texas Bar No. 24088558
GARDERE WYNNE SEWELL LLP
3000 Thanksgiving Tower, 1601 Elm
Street
Dallas, Texas 75201-4761
214.999.4315
214.999.3315 FAX
cturner@gardere.com

ATTORNEY FOR PLAINTIFF

EXHIBIT A

CAUSE NO. _____

ASCENDIUM GROUP,	§	IN THE DISTRICT COURT
	§	
PLAINTIFF,	§	
	§	
vi.	§	____ JUDICIAL DISTRICT
	§	
PRIMAIR, INC.,	§	
	§	
DEFENDANT.	§	DALLAS COUNTY, TEXAS

AFFIDAVIT OF TRACY GRIFFITH

STATE OF TEXAS §
§
COUNTY OF _____ §

BEFORE ME, the undersigned authority, on this day did personally appear Tracy Griffith, and after first being duly sworn, did depose and state the following:

1. "My name is Tracy Griffith. I am of sound mind, over the age of twenty-one (21) years, capable of making this affidavit, and have personal knowledge of the facts stated herein, which are true and correct. Furthermore, I am competent and authorized to make this sworn statement.
2. I am the owner and CEO of Plaintiff Tracy Griffith Consulting LLC d/b/a Ascendium Group ('Ascendium'). In that capacity, I am authorized to make this affidavit, and my responsibilities include supervising all matters related to the execution and performance of consulting services agreements.
3. Attached to this affidavit, as Exhibit A-1, is a true and correct copy of the Master Services Agreement executed by Ascendium and Defendant PrimAir, Inc. ('PrimAir') on or about October 2, 2014.
4. Further, attached to this affidavit as Exhibit A-2, is a true and correct copy of the Open Invoice Report, which reflects all unpaid invoices issued to PrimAir under the Agreement, as payment for services rendered by Ascendium, including an accounting of the unpaid (open) balance for each invoice and the total outstanding balance owed to Ascendium by PrimAir. These unpaid invoices range from November 30, 2015, to July 15, 2016.
5. Exhibit A-2 is true and correct accounting of all unpaid invoices issued under the Agreement, showing a systematic record of the transactions whereby Ascendium provided airline consulting services to PrimAir. These invoices were submitted to PrimAir in the ordinary course of Ascendium's business.
6. The total amount owed to Ascendium for these outstanding invoices under the Agreement is \$102,288.62.

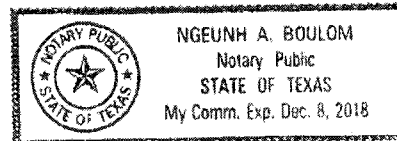
7. PrimAir agreed to pay the invoices issued by Ascendium within 30 days. To date, PrimAir has made no payments for the invoices reflected in Exhibit A-2. Thus, the balance due to Ascendium is \$102,288.62, after all just and lawful offsets, credits, and payments have been allowed.
8. As a result of PrimAir's failure to make payment on the debt, Ascendium has been required to obtain the services of counsel."

Further, Affiant sayeth not.


Tracy Griffith
Tracy Griffith Consulting LLC
d/b/a Ascendium Group

SUBSCRIBED AND SWORN TO BEFORE ME, the undersigned authority, on this the 13th day of September, 2016, to certify which witness my hand and seal of office.


Notary Public in and for the State of Texas



Gardere01 - 9422594v.1

EXHIBIT A-1

2:35 PM
09/09/16Tracy Griffith Consulting LLC
Open Invoices

	Type	Date	Num	Memo	Aging	Open Balance
OneJet	Invoice	01/31/2016	8031	OJ Staffing Jan 16 - Jan 30 2016	192	4,458.61
	Invoice	02/15/2016	8038	OJ Staffing Feb 1 - Feb 15 2016	177	7,588.00
	Invoice	02/29/2016	8044	OJ Staffing Feb 16 - Feb 29 2016	163	6,864.00
	Invoice	03/15/2016	8054	OJ Staffing Mar 1 - Mar 15 2016	148	7,376.00
	Invoice	03/31/2016	8063	OJ Staffing Mar 16 - Mar 31 2016	132	7,600.00
	Invoice	04/15/2016	8070	OJ Staffing Apr 1 - Apr 15 2016	117	7,376.00
	Invoice	04/30/2016	8080	OJ Staffing Apr 16 - Apr 30 2016	102	7,120.00
	Invoice	05/15/2016	8089	OJ Staffing May 1 - May 15 2016	87	7,120.00
	Invoice	05/31/2016	8106	OJ Staffing May 16 - May 31 2016	71	7,120.00
	Invoice	06/15/2016	8123	OJ Staffing Jun 1 - Jun 15 2016	56	7,430.00
	Invoice	06/30/2016	8129	OJ Staffing June 16 - June 30 2016	41	7,376.00
	Invoice	07/15/2016	8153	OJ Staffing July 1 - July 15 2016	26	4,544.00
	Invoice	08/23/2016	FC 6	Finance Charge	17	12,444.01
	Invoice	07/31/2016	8162	OJ Staffing July 16 - July 31	10	5,312.00
	Invoice	08/05/2016	8195	OJ Staffing Aug 1 - Aug 5 2016	5	2,560.00
Total OneJet						102,288.62
TOTAL						102,288.62

EXHIBIT C-2

CIVIL CASE INFORMATION SHEET **DC-16-11769**

CAUSE NUMBER (FOR CLERK USE ONLY): _____

COURT (FOR CLERK USE ONLY): _____

STYLED

(e.g., John Smith v. All American Insurance Co.; In re Mary Ann Jones; In the Matter of the Estate of George Jackson)

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing.

1. Contact information for person completing case information sheet: Name: _____ Email: _____ Calli A. Turner <u>cturner@gardere.com</u> Address: _____ Telephone: _____ Gardere Wynne Sewell LLP 214-999-4315 1601 Elm Street, Suite 3000 City/State/Zip: _____ Fax: _____ Dallas, TX 75201 214-999-3315 Signature: _____ State Bar No: _____ /s/ Calli A. Turner 24088558		Names of parties in case: Plaintiff(s)/Petitioner(s): _____ Tracy Griffith Consulting LLC d/b/a Ascendium Group Defendant(s)/Respondent(s): _____ One Jet, Inc. f/k/a Primair, Inc. {Attach additional page as necessary to list all parties}		Person or entity completing sheet is: <input checked="" type="checkbox"/> Attorney for Plaintiff/Petitioner <input type="checkbox"/> Pro Se Plaintiff/Petitioner <input type="checkbox"/> Title IV-D Agency <input type="checkbox"/> Other: _____ Additional Parties in Child Support Case: Custodial Parent: _____ Non-Custodial Parent: _____ Presumed Father: _____	
2. Indicate case type, or identify the most important issue in the case (select only 1):					
Civil			Family Law		
Contract Debt/Contract <input type="checkbox"/> Consumer/DTPA <input checked="" type="checkbox"/> Debt/Contract <input type="checkbox"/> Fraud/Misrepresentation <input type="checkbox"/> Other Debt/Contract: _____ Foreclosure <input type="checkbox"/> Home Equity—Expedited <input type="checkbox"/> Other Foreclosure <input type="checkbox"/> Franchise <input type="checkbox"/> Insurance <input type="checkbox"/> Landlord/Tenant <input type="checkbox"/> Non-Competition <input type="checkbox"/> Partnership <input type="checkbox"/> Other Contract: _____	Injury or Damage <input type="checkbox"/> Assault/Battery <input type="checkbox"/> Construction <input type="checkbox"/> Defamation Malpractice <input type="checkbox"/> Accounting <input type="checkbox"/> Legal <input type="checkbox"/> Medical <input type="checkbox"/> Other Professional Liability: _____ <input type="checkbox"/> Motor Vehicle Accident <input type="checkbox"/> Premises Product Liability <input type="checkbox"/> Asbestos/Silica <input type="checkbox"/> Other Product Liability List Product: _____ <input type="checkbox"/> Other Injury or Damage: _____	Real Property <input type="checkbox"/> Eminent Domain/Condemnation <input type="checkbox"/> Partition <input type="checkbox"/> Quiet Title <input type="checkbox"/> Trespass to Try Title <input type="checkbox"/> Other Property: _____ Related to Criminal Matters <input type="checkbox"/> Expunction <input type="checkbox"/> Judgment Nisi <input type="checkbox"/> Non-Disclosure <input type="checkbox"/> Seizure/Forfeiture <input type="checkbox"/> Writ of Habeas Corpus—Pre-indictment <input type="checkbox"/> Other: _____	Marriage Relationship <input type="checkbox"/> Annulment <input type="checkbox"/> Declare Marriage Void Divorce <input type="checkbox"/> With Children <input type="checkbox"/> No Children Other Family Law <input type="checkbox"/> Enforce Foreign Judgment <input type="checkbox"/> Habeas Corpus <input type="checkbox"/> Name Change <input type="checkbox"/> Protective Order <input type="checkbox"/> Removal of Disabilities of Minority <input type="checkbox"/> Other: _____	Post-judgment Actions (non-Title IV-D) <input type="checkbox"/> Enforcement <input type="checkbox"/> Modification—Custody <input type="checkbox"/> Modification—Other Title IV-D <input type="checkbox"/> Enforcement/Modification <input type="checkbox"/> Paternity <input type="checkbox"/> Reciprocity (UIFSA) <input type="checkbox"/> Support Order Parent-Child Relationship <input type="checkbox"/> Adoption/Adoption with Termination <input type="checkbox"/> Child Protection <input type="checkbox"/> Child Support <input type="checkbox"/> Custody or Visitation <input type="checkbox"/> Gestational Parenting <input type="checkbox"/> Grandparent Access <input type="checkbox"/> Parentage/Paternity <input type="checkbox"/> Termination of Parental Rights <input type="checkbox"/> Other Parent-Child: _____	
Employment <input type="checkbox"/> Discrimination <input type="checkbox"/> Retaliation <input type="checkbox"/> Termination <input type="checkbox"/> Workers' Compensation <input type="checkbox"/> Other Employment: _____	Other Civil <input type="checkbox"/> Administrative Appeal <input type="checkbox"/> Antitrust/Unfair Competition <input type="checkbox"/> Code Violations <input type="checkbox"/> Foreign Judgment <input type="checkbox"/> Intellectual Property <input type="checkbox"/> Lawyer Discipline <input type="checkbox"/> Perpetuate Testimony <input type="checkbox"/> Securities/Stock <input type="checkbox"/> Tortious Interference <input type="checkbox"/> Other: _____				
Tax <input type="checkbox"/> Tax Appraisal <input type="checkbox"/> Tax Delinquency <input type="checkbox"/> Other Tax	Probate & Mental Health Probate/Wills/Intestate Administration <input type="checkbox"/> Dependent Administration <input type="checkbox"/> Independent Administration <input type="checkbox"/> Other Estate Proceedings <input type="checkbox"/> Guardianship—Adult <input type="checkbox"/> Guardianship—Minor <input type="checkbox"/> Mental Health <input type="checkbox"/> Other: _____				
3. Indicate procedure or remedy, if applicable (may select more than 1):					

<input type="checkbox"/> Appeal from Municipal or Justice Court <input type="checkbox"/> Arbitration-related <input type="checkbox"/> Attachment <input type="checkbox"/> Bill of Review <input type="checkbox"/> Certiorari <input type="checkbox"/> Class Action	<input checked="" type="checkbox"/> Declaratory Judgment <input type="checkbox"/> Garnishment <input type="checkbox"/> Interpleader <input type="checkbox"/> License <input type="checkbox"/> Mandamus <input type="checkbox"/> Post-judgment	<input type="checkbox"/> Prejudgment Remedy <input type="checkbox"/> Protective Order <input type="checkbox"/> Receiver <input type="checkbox"/> Sequestration <input type="checkbox"/> Temporary Restraining Order/Injunction <input type="checkbox"/> Turnover
4. Indicate damages sought (do not select if it is a family law case): <input type="checkbox"/> Less than \$100,000, including damages of any kind, penalties, costs, expenses, pre-judgment interest, and attorney fees <input type="checkbox"/> Less than \$100,000 and non-monetary relief <input checked="" type="checkbox"/> Over \$100,000 but not more than \$200,000 <input type="checkbox"/> Over \$200,000 but not more than \$1,000,000 <input type="checkbox"/> Over \$1,000,000		

Rev 2/13

Instructions for Completing the Texas Civil Case Information Sheet

A civil case information sheet must be completed and submitted when an original petition or application is filed to initiate a new civil, family law, probate, or mental health case or when a post-judgment petition for modification or motion for enforcement is filed in a family law case. The information should be the best available at the time of filing. If the original petition, application or post-judgment petition or motion is e-filed, the case information sheet must not be the lead document.

This sheet, required by Rule 78a of the Texas Rules of Civil Procedure, is intended to collect information that will be used for statistical and administrative purposes only. It neither replaces nor supplements the filings or service of pleading or other documents as required by law or rule. The sheet does not constitute a discovery request, response, or supplementation, and it is not admissible at trial.

The attorney or self-represented (*pro se*) plaintiff/petitioner filing the case or post-judgment petition or motion should complete the sheet as follows:

1. Contact information

a) **Contact information for person completing case information sheet.** Enter the following information:

- name;
- address;
- city, state, and zip code;
- email address;
- telephone number;
- fax number, if available;
- State Bar number, if the person is an attorney; and
- signature. (*NOTE: When a case information sheet is submitted electronically, the signature may be a scanned image or "/s/" and the name of the person completing the case information sheet typed in the space where the signature would otherwise appear.*)

b) **Names of parties in the case.** Enter the name(s) of the:

(*NOTE: If the name of a party to a case is confidential, enter the party's initials rather than the party's name.*)

- plaintiff(s) or petitioner(s);
- defendant(s) or respondent(s); and
- in child support cases, additional parties in the case, including the:
 - custodial parent;
 - non-custodial parent; and
 - presumed father.

Attach an additional page as necessary to list all parties.

c) **Person or entity completing sheet is.** Indicate whether the person completing the sheet, or the entity for which the sheet is being completed, is:

- an attorney for the plaintiff or petitioner;
- a *pro se* (self-represented) plaintiff or petitioner;
- the Title IV-D agency; or
- other (provide name of person or entity).

2. Case type.

Select the case category that best reflects the most important issue in the case. You must select only one.

3. Procedure or remedy.

If applicable, select any of the available procedures or remedies being sought in the case. You may select more than one.

4. Damages sought.

Select the damages being sought in the case:

(*NOTE: If the claim is governed by the Family Code, do **not** indicate the damages sought.*)

- only monetary relief of \$100,000 or less, including damages of any kind, penalties, costs, expenses, pre-judgment interest and attorney fees;

- monetary relief over \$100,000 or less and non-monetary relief;
- monetary relief over \$100,000 but not more than \$200,000;
- monetary relief over \$200,000 but less than \$1,000,000; or
- monetary relief over \$1,000,000.

EXHIBIT C-3

**FORM NO. 353-3 - CITATION
THE STATE OF TEXAS**

To:

ONE JET, INC
PATRICK J MAGUIRE REGISTERED AGENT
1100 LARKSPUR LANDING CIR SUITE 340
LARKSPUR CA 94939

GREETINGS:

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10 o'clock a.m. of the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. Your answer should be addressed to the clerk of the **101st District Court** at 600 Commerce Street, Ste. 101, Dallas, Texas 75202.

Said Plaintiff being **TRACY GRIFFITH CONSULTING LLC**

Filed in said Court **14th day of September, 2016** against

ONE JET, INC

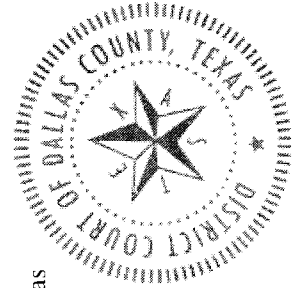
For Suit, said suit being numbered **DC-16-11769**, the nature of which demand is as follows:
Suit on **CNTR CNSMR COM DEBT** etc. as shown on said petition **REQUESTS FOR DISCLOSURE**, a copy of which accompanies this citation. If this citation is not served, it shall be returned unexecuted.

WITNESS: FELICIA PITRE, Clerk of the District Courts of Dallas, County Texas.

Given under my hand and the Seal of said Court at office this 16th day of September, 2016.

ATTEST: FELICIA PITRE, Clerk of the District Courts of Dallas, County, Texas

By /s/ Altha Miles, Deputy
ALTHA MILES



ESERVE

CITATION

DC-16-11769

TRACY GRIFFITH CONSULTING LLC

vs.

ONE JET, INC

**ISSUED THIS
16th day of September, 2016**

FELICIA PITRE
Clerk District Courts,
Dallas County, Texas

By: ALTHA MILES, Deputy

Attorney for Plaintiff
CALLIA A. TURNER
CTURNER@GARDERE.COM
3000 THANKSGIVING TOWER
1601 ELM ST
DALLAS TX 75201
214-999-4574

**DALLAS COUNTY
SERVICE FEES
NOT PAID**

OFFICER'S RETURN

Case No. : DC-16-11769

Court No.101 st District Court

Style: TRACY GRIFFITH CONSULTING LLC

vs.

ONE JET, INC

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____ M. Executed at _____
within the County of _____ at _____ o'clock _____ M. on the _____ day of _____
20____, by delivering to the within named _____

each, in person, a true copy of this Citation together with the accompanying copy of this pleading, having first endorsed on same date of delivery. The distance actually traveled by
me in serving such process was _____ miles and my fees are as follows: To certify which witness my hand.

For serving Citation	\$ _____	_____
For mileage	\$ _____	of _____ County, _____
For Notary	\$ _____	By _____ Deputy

(Must be verified if served outside the State of Texas.)

Signed and sworn to by the said _____ before me this _____ day of _____, 20____.

to certify which witness my hand and seal of office.

Notary Public _____ County _____

EXHIBIT C-4



101st District Court
GEORGE L. ALLEN, SR. COURTS BUILDING
600 COMMERCE STREET
DALLAS, TEXAS 75202-4604
October 10, 2016

CALLI A. TURNER
GARDERE WYNNE SEWELL LLP
3000 THANKSGIVING TOWER
1601 ELM ST
DALLAS TX 75201

Re: TRACY GRIFFITH CONSULTING LLC vs. ONE JET, INC
DC-16-11769

All Counsel of Record/Pro Se Litigants:

This letter is to advise you that this matter is set for a DISMISSAL FOR WANT OF PROSECUTION hearing on **November 18, 2016 at 9:00 AM** in this Court.

Sincerely,

A handwritten signature in black ink, appearing to read "Staci Williams", with a long horizontal flourish extending to the right.

STACI WILLIAMS
Presiding Judge

SW/lis
pc: CALLI A. TURNER

EXHIBIT C-5

CAUSE NO. DC-16-11769

**TRACY GRIFFITH CONSULTING LLC
D/B/A ASCENDIUM GROUP**

Plaintiff,

VS.

ONE JET, INC. F/K/A PRIMAIR, INC

Defendant.

§
§
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§
§
§

IN THE DISTRICT COURT

101ST JUDICIAL DISTRICT

DALLAS COUNTY, TEXAS

RETURN OF SERVICE

Came to my hand on **Thursday, October 6, 2016 at 11:21 AM,**
Executed at: **1100 LARKSPUR LANDING CIR, STE 340, LARKSPUR, CA 94939**
within the county of **MARIN** at **3:38 PM,** on **Friday, October 7, 2016,**
by delivering to the within named:

ONE JET, INC

By delivering to its **Registered Agent, PATRICK J MAGUIRE**
a true copy of this

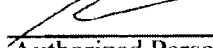
**CITATION and PLAINTIFF'S ORIGINAL PETITION, SUIT ON SWORN ACCOUNT, AND
REQUESTS FOR DISCLOSURE with EXHIBITS**

having first endorsed thereon the date of the delivery.

BEFORE ME, the undersigned authority, on this day personally appeared **MATTHEW ANDERSON** who after being duly sworn on oath states: "My name is **MATTHEW ANDERSON**. I am a person over eighteen (18) years of age and I am competent to make this affidavit. I am a resident of the State of California. I have personal knowledge of the facts and statements contained in this affidavit and aver that each is true and correct. I am not a party to this suit nor related or affiliated with any herein, and have no interest in the outcome of the suit. I have never been convicted of a felony or of a misdemeanor involving moral turpitude."

MATTHEW ANDERSON

Of: **Marin County**

By:  **10-15-16**
Authorized Person - #97

Subscribed and Sworn to by **MATTHEW ANDERSON**, Before Me, the undersigned authority, on
this day of October, 2016.

California Jurat
Attached

Notary Public in and for the State of California

CALIFORNIA JURAT WITH AFFIANT STATEMENT

GOVERNMENT CODE § 8202

- ☐ See Attached Document (Notary to cross out lines 1-6 below)
☐ See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

1 _____
2 _____
3 _____
4 _____
5 _____
6 _____
Signature of Document Signer No. 1 Signature of Document Signer No. 2 (if any)

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of Marin

Subscribed and sworn to (or affirmed) before me

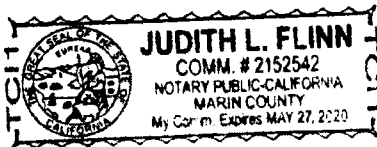
on this 15 day of October, 2016
by Date Month Year

(1) Matthew Anderson

(and ~~(2)~~ _____),
Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence
to be the person(s) who appeared before me.

Signature Judith L. Flinn
Signature of Notary Public



Seal
Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Return of Service

Number of Pages: _____ Signer(s) Other Than Named Above: _____

**FORM NO. 353-3 - CITATION
THE STATE OF TEXAS**

FILED

2016 OCT 25 AM 10:08

To:

ONE JET, INC
PATRICK J MAGUIRE REGISTERED AGENT
1100 LARKSPUR LANDING CIR SUITE 340
LARKSPUR CA 94939

FELICIA PITRE
DISTRICT CLERK
DALLAS CO TEXAS
DEPUTY

GREETINGS:

You have been sued. You may employ an attorney. If you or your attorney do not file a written answer with the clerk who issued this citation by 10 o'clock a.m. of the Monday next following the expiration of twenty days after you were served this citation and petition, a default judgment may be taken against you. Your answer should be addressed to the clerk of the **101st District Court** at 600 Commerce Street, Ste. 101, Dallas, Texas 75202.

Said Plaintiff being **TRACY GRIFFITH CONSULTING LLC**

Filed in said Court **14th day of September, 2016** against

ONE JET, INC

For Suit, said suit being numbered **DC-16-11769**, the nature of which demand is as follows:
Suit on **CNTR CNSMR COM DEBT** etc. as shown on said petition **REQUESTS FOR DISCLOSURE**,
a copy of which accompanies this citation. If this citation is not served, it shall be returned unexecuted.

WITNESS: FELICIA PITRE, Clerk of the District Courts of Dallas, County Texas.
Given under my hand and the Seal of said Court at office this 16th day of September, 2016.

ATTEST: FELICIA PITRE, Clerk of the District Courts of Dallas, County, Texas

By /s/ Altha Miles, Deputy
ALTHA MILES



SERVE

CITATION

DC-16-11769

TRACY GRIFFITH CONSULTING LLC

vs.

ONE JET, INC

ISSUED THIS

16th day of September, 2016

FELICIA PITRE
Clerk District Courts,
Dallas County, Texas

By: ALTHA MILES, Deputy

Attorney for Plaintiff
CALLIA TURNER
CTURNER@GARDERE.COM
3000 THANKSGIVING TOWER
1601 ELM ST
DALLAS TX 75201
214-999-4574

**DALLAS COUNTY
SERVICE FEES
NOT PAID**

OFFICER'S RETURN

Case No. : DC-16-11769

Court No. 101st District Court

Style: TRACY GRIFFITH CONSULTING LLC

vs.

ONE JET, INC

Came to hand on the _____ day of _____, 20____, at _____ o'clock _____ M. Executed at _____ within the County of _____ at _____ o'clock _____ M. on the _____ day of _____, 20____, by delivering to the within named _____

each, in person, a true copy of this Citation together with the accompanying copy of this pleading, having first endorsed on same date of delivery. The distance actually traveled by me in serving such process was _____ miles and my fees are as follows: To certify which witness my hand.

For serving Citation

\$ _____

For mileage

\$ _____

For Notary

\$ _____

of _____ County, _____

By _____ Deputy

(Must be verified if served outside the State of Texas.)

Signed and sworn to by the said _____ before me this _____ day of _____, 20____, to certify which witness my hand and seal of office.

Notary Public _____ County _____

EXHIBIT D

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION**

TRACY GRIFFITH CONSULTING LLC
Plaintiff

v.

Civil Action No.

ONE JET, INC.
Defendant

CERTIFICATE OF INTERESTED PERSONS

(This form also satisfies Fed. R. Civ. P. 7.1)

Pursuant to Fed. R. Civ. P. 7.1 and LR 3.1(c), LR 3.2(e), LR 7.4, LR 81.1(a)(4)(D), and LR 81.2,
One Jet, Inc.

provides the following information:

For a nongovernmental corporate party, the name(s) of its parent corporation and any publicly held corporation that owns 10% or more of its stock (if none, state "None"):

****Please separate names with a comma. Only text visible within box will print.***

None

A complete list of all persons, associations of persons, firms, partnerships, corporations, guarantors, insurers, affiliates, parent or subsidiary corporations, or other legal entities that are financially interested in the outcome of the case:

****Please separate names with a comma. Only text visible within box will print.***

Other than the named Defendant, there is no such interest to report.

Date: October 28, 2016
Signature: /s/ David Sergi
Print Name: David Sergi
Bar Number: 18036000
Address: 329 South Guadalupe Street
City, State, Zip: San Marcos, TX 78666
Telephone: 512-392-5010
Fax: 512-392-5042
E-Mail: david@sergilaw.com